

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

BECTON, DICKINSON AND
COMPANY,

Plaintiff,

V.

BECKMAN COULTER, INC.,

Defendant.

C.A. No. 21-833 (CFC)

BECTON DICKINSON'S MOTION FOR A PRELIMINARY INJUNCTION

Pursuant to Federal Rule of Civil Procedure 65, Plaintiff Becton, Dickinson and Company (“BD”) hereby moves to preliminarily enjoin Defendant Beckman Coulter, Inc. from further infringing U.S. Patent No. 7,201,875.

The grounds for this Motion are set forth in BD's Opening Brief in support of this Motion and supporting papers, filed herewith.

MORRIS, NICHOLS, ARSHT & TUNNELL LLP

/s/ Jeremy A. Tigan

OF COUNSEL:

Steven C. Cherny
Matthew A. Traupman
Ron Hagiz
Allyson E. Parks
QUINN EMANUEL
URQUHART & SULLIVAN, LLP
51 Madison Avenue
New York, NY 10010
(212) 849-7000

August 23, 2021

Jack B. Blumenfeld (#1014)
Jeremy A. Tigan (#5239)
1201 North Market Street
P.O. Box 1347
Wilmington, DE 19899
(302) 658-9200
jblumenfeld@morrisnichols.com
jtigan@morrisnichols.com

Attorneys for Plaintiff

RULE 7.1.1 CERTIFICATE

Pursuant to D. Del. LR 7.1.1, counsel for Plaintiff Becton, Dickinson and Company hereby certifies that counsel for the parties, including Delaware counsel, discussed the subject matter of the foregoing motion and the relief sought, and that the parties have been unable to reach agreement.

/s/ Jeremy A. Tigan

Jeremy A. Tigan (#5239)

CERTIFICATE OF SERVICE

I hereby certify that on August 23, 2021, I caused the foregoing to be electronically filed with the Clerk of the Court using CM/ECF, which will send notification of such filing to all registered participants.

I further certify that I caused copies of the foregoing document to be served on August 23, 2021, upon the following in the manner indicated:

Karen E. Keller, Esquire
Nathan R. Hoeschen, Esquire
SHAW KELLER LLP
I.M. Pei Building
1105 North Market Street, 12th Floor
Wilmington, DE 19801
Attorneys for Defendant

VIA ELECTRONIC MAIL

Thomas H.L. Selby, Esquire
David M. Krinsky, Esquire
Teagan J. Gregory, Esquire
D. Shayon Ghosh, Esquire
Adam Pan, Esquire
WILLIAMS & CONNOLLY LLP
725 Twelfth Street, N.W.
Washington, DC 20005
Attorneys for Defendant

VIA ELECTRONIC MAIL

/s/ Jeremy A. Tigan

Jeremy A. Tigan (#5239)